MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD APRIL 15, 2014

A Regular Meeting of the Lower Alloways Creek Township Committee was held on April 15, 2014 with Mayor Timothy W. Bradway calling the meeting to order at 7:30 p.m.

STATEMENT OF NOTICE GIVEN

The Township Clerk read the following statement.

This is a Regular Meeting of the Township Committee of the Township of Lower Alloways Creek being held in compliance with the "Open Public Meetings Act" N.J.S.A. 10:4-6. To insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which any business affecting them is discussed or acted upon. Advance written notice of this meeting was given by way of an Annual Notice, which was filed with the Lower Alloways Creek Township Clerk, forwarded to the South Jersey Times, posted on the Township's Website and the Bulletin Board in the lobby of the Lower Alloways Creek Township Municipal Building in compliance with said Act.

FLAG SALUTE Mayor Bradway led in the Flag Salute.

ROLL CALL OF COMMITTEE

Present: Mr. Breslin, Mr. Palombo, Mrs. Pompper, Mr. Venable, and Mayor Bradway Absent: None

OTHERS IN ATTENDANCE:

Also in attendance were -11- (eleven) members of the Public and Lewis Fogg, Public Works Foreman; David Sowers, Director of Public Safety; George Rosenberger, Solicitor; Kevin Clour, CFO; Mr. Petroni & Mrs. Nevico, Auditing Firm and the Township Clerk, Ronald L Campbell Sr.

APPROVAL OF AUDITED VOUCHERS

Motion (Pompper, Venable) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

MONTHLY REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the March 2014 Monthly Reports to the Township Committee have been received from the following Departments and are on file with the Clerk: Police Department, Municipal Court, Tax Collector, Sewer Collector, Construction Office, Engineer, Animal Control and Finance.

APPROVAL OF THE MINUTES

Motion (Pompper, Venable) to approve the Regular and Closed Session Minutes of the Meeting held March 18, 2014.

The motion approve the Regular and Closed Session Minutes of the Meeting held March 18, 2014 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Pompper, Venable) for Resolution 2014-69, A Resolution to read the 2014 Budget by Title only at the Public Hearing.

RESOLUTION 2014-69

A RESOLUTION TO READ THE 2014 BUDGET BY TITLE ONLY AT THE TIME OF THE PUBLIC HEARING

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full Governing Body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, those two conditions have been met;

NOW THEREFORE, BE IT RESOLVED, that the budget shall be read by title only.

The motion for Resolution 2014-69 to read the 2014 Budget by Title only at the Public Hearing passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2014-70, A Resolution canceling non-negotiated checks in the amount of \$1187.01.

RESOLUTION 2014 -70

A RESOLUTION CANCELING NON-NEGOTIATED CHECK(S) ISSUED BY THE TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Township of Lower Alloways Creek has issued check(s) which have not been negotiated; and

WHEREAS, the checks issued by the Township of Lower Alloways Creek, more particularly identified in this Resolution, have been issued in connection with payment for Goods or Services, and are stale and should be cancelled and voided; and

WHEREAS, this resolution is a result of a request made by the Chief Financial Officer to void such check(s) as listed;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek, County of Salem and State of New Jersey as follows:

1. The checks hereinafter listed and which were previously issued by the Township of Lower Alloways Creek (current account), on behalf of Lower Alloways Creek Township are hereby cancelled and made void and of no effect:

Payee	Amount	Check No.	Date Issued
Ivy Bridge College of Tiffin	\$1187.01	14751	05/12/12
, 1911191	,		,

2. A copy of this Resolution shall be forwarded to Kevin Clour, Chief Financial Officer of the Township Lower Alloways Creek Township.

The motion for Resolution 2014-70 canceling non-negotiated checks in the amount of \$1187.01 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2014-71, A Resolution authorizing the sale of surplus public property no longer needed for public service.

RESOLUTION 2014 - 71

A RESOLUTION TO AUTHORIZE THE SALE OF SURPLUS PUBLIC PROPERTY ITEMS AT GOVDEALS.COM ONLINE AUCTION.

WHEREAS, The Township of Lower Alloways Creek has surplus public property items, which it no longer has need of for public service; and,

WHEREAS, N.J.S.A. 40A 11-36 authorizes municipalities to offer for sale, public property which is no longer needed for public service; and,

WHEREAS, the Township Committee does authorize the following items:

1. One Craftsman 10 inch - 2.5 hp electric radial arm saw

be offered for auction online through Govdeals.com whose headquarters are located in Montgomery Alabama, pursuant to New Jersey Public Property Laws and Local Finance Notice 2008-09.

NOW, THEREFORE BE IT RESOLVED THAT the Township Committee of the Township of Lower Alloways Creek does authorize the sale of this surplus public property by online auction at Govdeals.com and does authorize the Purchasing Agent to negotiate with Govdeals.com as to the terms and conditions of their commission and any other particulars pertaining to the auction.

BE IT FURTHER RESOLVED that the terms and conditions of the online auction be available at the Municipal Clerk's Office and available through the auction website pursuant to Local Finance Notice 2008-09.

The motion for Resolution 2014-71 authorizing the sale of surplus public property no longer needed for public service passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2014-72, A Resolution recognizing the work of Ptl. Timothy Williams.

RESOLUTION 2014-72

A RESOLUTION RECOGNIZING PTL. TIMOTHY WILLIAMS

WHEREAS, Ptl. TIMOTHY WILLIAMS investigated information regarding illegal drug activity taking place in Hancocks Bridge; and,

WHEREAS, Ptl. TIMOTHY WILLIAMS with the assistance and the support of DSG. Venable & Ptl. DeParre worked to develop a strategy and collected information, leading him to a certain suspect who was transporting and selling illegal drugs at the Hancock House parking lot; and,

WHEREAS, Ptl. TIMOTHY WILLIAMS correctly predicted that the suspect would return to the area and on February 19, 2014 the suspect did so and was taken into custody without incident when, Ptl. TIMOTHY WILLIAMS and members of the LAC Police force executed their pre-determined tactical apprehension plan; and

WHEREAS, in recognition of his excellent police instincts and determined effort in this incident, the Township Committee of the Township of Lower Alloways Creek have chosen to recognize Ptl. TIMOTHY WILLIAMS.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Lower Alloways Creek pauses from in its normal business deliberations to honor Ptl. TIMOTHY WILLIAMS and recognize the significance of his service to this community, extending to him congratulations for the work he did in keeping the community safe and protected from an individual trafficking illegal drugs.

The motion for Resolution 2014-72 recognizing the investigative work of Ptl. Timothy Williams passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway Nays: none Abstain: none Absent: none

2014 BUDGET (PUBLIC HEARING)

Mayor Bradway opened the meeting for a Public Hearing on the 2014 Budget and asked if anyone from the public had any comments.

No one from the Public indicated that they wished to make any comments.

Mayor Bradway closed the Public Hearing on the 2014 Budget.

Motion (Pompper, Venable) for Resolution 2014-73, A Resolution confirming compliance with N.J.A.C. 5:30-7; conducting a local examination of the 2014 annual municipal Budget.

RESOLUTION 2014-73

RESOLUTION CONFIRMING COMPLIANCE WITH N.J.A.C. 5:30-7; CONDUCTING LOCAL EXAMINATION OF 2014 ANNUAL MUNICIPAL BUDGET TOWNSHIP OF LOWER ALLOWAYS CREEK, COUNTY OF SALEM

WHEREAS, N.J.S.A.40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5 the Township of Lower Alloways Creek has been declared eligible to participate in the program by the Division of Local Government Services and the Chief Financial Officer has determined that the municipality meets the necessary conditions to participate in the program for the 2014 budget year.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, County of Salem that in accordance with N.J.A.C. 5:30-7.6a & b, and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

- 1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges.
 - b. Deferred charges and statutory expenditures.
 - c. Cash deficit of preceding year.
 - d. Reserve for uncollected taxes.
 - e. Other reserves and non-disbursement items.
 - f. Any inclusions of amounts required for school purposes.
- 2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et. seq. are fully met.(Complies with "CAP" law.)

- 3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
- 4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and stated.
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement, and content, the budget will permit the exercise of the comptroller function within the municipality.
- 5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet deadlines of N.J.S.A.40A:4-5 shall not prevent such certification.
- 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services upon adoption.

The motion for Resolution 2014-73 confirming compliance with N.J.A.C. 5:30-7; conducting a local examination of the 2014 annual municipal Budget passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for final adoption of the 2014 Budget in the amount of \$9,490,895.09

2014 BUDGET RESOLUTION

MUNICIPAL BUDGET OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK, COUNTY OF SALEM, FOR THE FISCAL YEAR 2014.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2014;

BE IT FURTHER RESOLVED that said Budget was published in the SOUTH JERSEY TIMES in the issue of April 5th, 2014 and copies of the document were available on the Township's website and at the Township Clerk's Office.

THE GOVERNING BODY of the Township of Lower Alloways Creek does hereby approve the following as the Budget for the Year 2014.

Totals of Revenues and Appropriations being \$9,490,895.09 Nine million four hundred ninety thousand eight hundred ninety-five and nine cents

The motion for final adoption of the 2014 Budget in the amount of \$9,490,895.09 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

OLD BUSINESS:

Mrs. Pompper commented that the Township last year had acquired a property on Short Road and that she had tried to call the previous owner and the Clerk had written a letter in an effort to get the personnel contents and vehicles removed. Mrs. Pompper would like to get the property cleaned up somewhat, then take bids as the Township did with the other properties that were acquired in the same manner. It was suggested that maybe the Township could have the vehicles towed away. Mr. Rosenberger when asked, stated that he saw no problem with

having the vehicles or other items removed from the now, Township property. Mrs. Pompper suggested that the Public Works Department get someone to look at the situation and see if they would be interested in removing the vehicles, then next Month we could authorize the sale of the property.

Mr. Venable commented that he would like to re-bid the cell tower locations, since the previous company has not fulfilled their financial or contractual requirements.

Motion (Venable, Pompper) to re-bid the cell tower locations, as per the specifications that were used in the previous Request for Proposals.

The motion to re-bid the cell tower locations, as per the specifications that were used in the previous Request for Proposals passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Pompper, Breslin, Palombo and Bradway Nays: none Abstain: none Absent: none

NEW BUSINESS:

Mayor Bradway stated that the Tax Assessor's re-appointment time was coming up in June and was the Committee ok with the re-appointment or do we want to look at other candidates. Mr. Rosenberger stated that the Assessor would be getting Tenure status with a re-appointment, he had not heard any negative comments about the Tax Assessor and acknowledged that he had not had many dealings with the Assessor.

Mr. Venable stated that he has heard numerous negative comments and has concerns about him receiving tenure.

Mr. Breslin informed the Committee that the open comment period for the NJDEP permitting of the Hancocks Bridge Sewer Treatment plant was coming to a close and he has found several inconsistencies in the application. One being the total chlorine discharge concentration along with its corresponding table in the back, the discharge location listed is not correct and on another page it has a description of the outfall which has two drawings that are at high tide, when one should be low tide. Mr. Breslin also commented that the permit includes new tests for pharmaceuticals, we authorized a bid for Lab Analysis Services and it will cost more to test for these items and they need to be included in the specifications.

Motion (Pompper, Breslin) to approve the maintenance and support of Livescan by Morphotrac at a cost of \$2633.69.

The motion to approve the maintenance and support of Livescan by Morphotrac at a cost of \$2633.69 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to accept the resignation of Dottie Coleman effective April 30, 2014.

The motion to accept the resignation of Dottie Coleman effective April 30, 2014 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Pompper, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to approve severance payment of \$8250.00 to Dottie Coleman to be paid after May 1, 2014.

The motion to approve severance payment of \$8250.00 to Dottie Coleman to be paid after May 1, 2014 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Pompper, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to approve a request for a six-month unpaid leave of absence by Virginia Coffin, from July 1, 2014 through December 31, 2014.

The motion to approve a request for a six-month unpaid leave of absence by Virginia Coffin, from July 1, 2014 through December 31, 2014 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Pompper, Venable and Bradway

Nays: none Abstain: none Absent: none

CORRESPONDENCE: The Township received a letter from the County Historical Society requesting that a Township Historian be named as part of the 350th Anniversary of Salem County. The Committee had no comments nor suggestions.

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS

Public Safety: Mr. Sowers stated that the stripers are running in the bay, which brings fisherman to Elsinboro Point and complaints by fisherman about residents and residents about fisherman. Mr. Sowers commented that the Officers have been able to diffuse any problems and manage the situation so far. Mr. Sower stated that on April 2 there was a predrill to prepare for the May 20 graded drill, the State Police setup its new Command Center Van here in the Municipal parking lot. Over all things went well and Mr. Sowers stated that he has a meeting with those involved to discuss some items that need attention.

Mr. Sowers stated that officers have been made aware of the outage time frame and speed enforcement has been talked about with additional patrols.

Mr. Sowers stated that the department needs a new server to support the in car cameras that Mr. Lenahan spoke about giving to the department at the last meeting, the cost is about \$2631.00.

Public Works; Mr. Fogg stated that the back ball field here in Hancocks Bridge, the fence is in need of repair or should be removed so the lot can be regarded for proper drainage, if we are no longer going to use the field. Mr. Breslin stated that he is concerned that if the field is removed; that because of the wetlands issues we would not be able to return that property to a ball field again. Mr. Fogg stated that there has been some concern about the ball field being used and balls being hit toward the solar panels. Mrs. Pompper stated that she would like to look at the situation first, before anything is done.

Mr. Fogg stated that he has been made aware of water issues at Wild Oaks and he investigated and found that a beaver had damned up a drainage pipe, causing water to backup over several properties. Mr. Fogg believes that residents will be calling the Committee to seek relief or direction.

Mr. Fogg stated that the new arm on the trash truck was not working properly and it was brought back to the garage and Mid-Atlantic came down and made adjustments and it is working well now. Mr. Fogg stated that that same truck had engine oil leak issues which became worse after it came back from Mid-Atlantic with the replacement arm. Mr. Fogg is going to send the truck to Ransome Engine to be fixed.

Motion (Pompper, Venable) to purchase a computer server from Watch Guard Video at a cost of \$2631.00 from Capital Funds (Police Equipment).

The motion to purchase a computer server from Watch Guard Video at a cost of \$2631.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Mrs. Pompper, Mr. Venable, Mr. Palombo and Mr. Breslin had no further comments.

Mr. Fogg stated that he wanted to add to his report; he had spoken with a vendor for a trash truck trying to get a feel for specifications and have them ready for the next Committee Meeting. Mr. Fogg would like to see the new trash truck bid approved at the next meeting, so the process can allow for the truck to be delivered this year.

Mr. Venable commented that the new phone system from Comcast is not working as it should and something needs to be done. Mr. Clour will work on getting a meeting setup with Comcast to address the problems.

PUBLIC COMMENT No one from the Public indicated that they wished to make any comments

CLOSED SESSION

Motion (Pompper, Breslin) to convene into a Closed Session of Business 8:13 pm

RESOLUTION 2014- 75 A RESOLUTION FOR A CLOSED SESSION

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that a portion of the meeting of the Township Committee be closed to the public to enable the Township Committee to discuss, and where appropriate, take action concerning the following matter(s) as permitted by N.J.S.A. 10:4-12:

- _____ 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- ____ 4. Any collective bargaining agreement, or the terms and conditions, which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- _____ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

More specifically, the matter to be discussed involves the following:

- A. Contracts CWA 1085 and Police FOP
- B. Personnel Administrative Assistant applicants
- C. Legal advice of a confidential nature

BE IT FURTHER RESOLVED, that the matters discussed will be available for public inspection

- A. At such time the matter is concluded
- B. At such time the matter is concluded
- C. At such time the matter no longer falls within the attorney-client privilege

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED that this Closed Session is expected to continue for 20 (Twenty) Minutes and that further business by the Committee will take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Venable, Breslin) to come out of the Closed Session of business. 8:35 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Breslin, Palombo, Pompper and Bradway Nays: none Abstain: none Absent: none

BUSINESS AFTER CLOSED SESSION

Motion (Pompper, Venable) for Resolution 2014-75, a resolution to offer employment to Rebecca Monaghan as a Part-Time Administrative Assistant.

RESOLUTION 2014-75

A RESOLUTION TO OFFER EMPLOYMENT TO REBECCA MONAGHAN AS A PART TIME ADMINISTRATIVE ASSISTANT

WHEREAS, the Township of Lower Alloways Creek is in need of a Part-Time Administrative Assistant to work 20 hours per week.; and,

WHEREAS, the Public Safety Director, David Sowers has made a recommendation that Rebecca Monaghan be hired as a Part-Time Administrative Assistant.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek has considered the recommendation of the Public Safety Director and shall offer employment to Rebecca Monaghan for the position of Part-Time Administrative Assistant at the rate of \$14.00 /hr (starting rate for 2013).

BE IT RESOLVED that employment be contingent on passing a pre-employment physical, drug testing as set forth by the Lower Alloways Creek Personnel Policies and completion of any other conditions set forth by the Public Safety Director and so authorized by the Administration Committee of the Township Committee.

BE IT FURTHER RESOLVED that Rebecca Monaghan's first paid day of employment be considered her hired date.

The motion to for Resolution 2014-75, a resolution to offer employment to Rebecca Monaghan as a Part-Time Administrative Assistant passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to add one extra eight hour day per week to the two Administrative Assistant's (Kaitlyn Mooneyham and Rebecca Monaghan) regular 20 hour week or 56 hours per pay period for training purposes until the Next Township Committee Meeting on May 19, 2014.

The motion to add one extra eight hour day per week to the two Administrative Assistant's (Kaitlyn Mooneyham and Rebecca Monaghan) regular 20 hour week or 56 hours per pay period for training purposes until the Next Township Committee Meeting on May 19, 2014 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

ADJOURNMENT

Motion (Breslin, Palombo) to ad The motion to adjourn the meeting	5 I		
Minutes of the April 15, 2014 M	Meeting were approved at a meeting held May 19, 2014		
ATTEST:	LOWER ALLOWAYS CREEK TOWNSHIP		
	By:		
Ronald L Campbell Sr. Clerk			